

IN THE UNITED STATES DISTRICT COURT FOR THE  
DISTRICT OF NEBRASKA

|                           |   |           |
|---------------------------|---|-----------|
| UNITED STATES OF AMERICA, | ) |           |
|                           | ) |           |
| Plaintiff,                | ) | 8:06CR163 |
|                           | ) |           |
| v.                        | ) |           |
|                           | ) |           |
| VICTOR SMITH,             | ) | ORDER     |
|                           | ) |           |
| Defendant.                | ) |           |
| _____                     | ) |           |

At the request of defendant's counsel,

IT IS ORDERED that the Rule 11 hearing is rescheduled  
for:

**Thursday, November 9, 2006, at 10:30 a.m.**

Courtroom No. 5, Roman L. Hruska United States Courthouse, 111 South 18<sup>th</sup> Plaza, Omaha, Nebraska, or as soon thereafter as it may be reached. Counsel needed additional time to finalize the plea agreement. Therefore, the ends of justice will be served by continuing this case and outweigh the interests of the public and the defendant in a speedy trial. The additional time between October 31, 2006, and November 9, 2006, shall be deemed excludable time in any computation of time under the requirement of the Speedy Trial Act. 18 U.S.C. § 3161(h)(8)(A) & (B).

DATED this 31st day of October, 2006.

BY THE COURT:

/s/ Lyle E. Strom

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LYLE E. STROM, Senior Judge  
United States District Court